

LOAN MUST PAY LOSSES

Important Decision by the Supreme Court.

FRAUD WAS ALLEGED

AGENT IS RESPONSIBLE FOR BAD LOANS.

An opinion was delivered by the supreme court yesterday in the case of Anderson vs. the Utah Loan and Trust company, reversing the judgment and verdict of the second district court, Judge Hart, on the bench, in finding the issues for defendant company on the actions sued upon for recovery of \$4,500 of plaintiffs' money lost through bad loans. In reversing the verdict, the court held that the defendant company was not liable for the losses, but that the agent was responsible for the bad loans.

The board of directors of the Utah Loan and Trust company, which was organized in 1894, made a contract with the Utah Loan and Trust company whereby the defendant agreed to loan the plaintiff's money on the security of the Utah Loan and Trust company's assets, and that in pursuance of such contract \$500 of the plaintiff's money was loaned to the plaintiff. It was further charged that the defendant company loaned the plaintiff's money on the security of the Utah Loan and Trust company's assets, and that in pursuance of such contract \$500 of the plaintiff's money was loaned to the plaintiff. It was further charged that the defendant company loaned the plaintiff's money on the security of the Utah Loan and Trust company's assets, and that in pursuance of such contract \$500 of the plaintiff's money was loaned to the plaintiff.

Larsen charged that defendant company had taken advantage of his ignorance and inability to understand the English language and perpetrated fraud upon him by not informing him that the terms of the loan were such that the money would be lost if he failed to pay it. He also charged that the defendant company had taken advantage of his ignorance and inability to understand the English language and perpetrated fraud upon him by not informing him that the terms of the loan were such that the money would be lost if he failed to pay it.

At the trial the defendant company admitted loaning Larsen's money, and that the money was lost through bad loans. The defendant company also admitted that the money was lost through bad loans. The defendant company also admitted that the money was lost through bad loans. The defendant company also admitted that the money was lost through bad loans. The defendant company also admitted that the money was lost through bad loans.

Attached Relative's Property. An attachment suit was instituted in the district court yesterday by Thomas Bews against Henry Bews to collect \$450.31, which plaintiff alleges he had to pay as defendant's half of a joint note to Annie Bews on account of the purchase of a ranch in White Pine county. On an affidavit showing that defendant had left the state and gone to England to the injury of his creditors, an attachment was issued against him, and the property of his was seized.

A Temporary Injunction. In chambers yesterday morning Judge Morris granted a temporary restraining order against Frank E. Rudy and Willis Rudy, compelling them to come to court tomorrow upon the land belonging to the estate of Ellen H. Halford, deceased, which adjoining the land of the city, the boundaries of which are in dispute. Next Monday was the time fixed for defendants to show cause why the injunction should not be made perpetual.

Stevens' Divorce Suit. Frank C. Stevens is suing his wife, Eugenie Stevens, in the district court for a decree of divorce and the custody of the two minor children. The complaint alleges that Stevens is a habitual drunkard and that he has been absent from the state for a long period of time. Stevens is a resident of Salt Lake.

District Court Notes. Judge Hall yesterday held court long enough to overrule the demurrer and allow defendant ten days to answer. In the case of Frank E. McGinnis vs. Alice G. Sykes, the court held that the defendant was liable for the loss of the plaintiff's property. In the case of Frank J. Gustin, trustee, vs. Abigail Matthews et al., the court held that the defendant was liable for the loss of the plaintiff's property.

Utah Colonists Highly Pleased With the Country. Gustave Anderson, formerly of St. John, Utah, was in the city yesterday, having just arrived from the Big Horn country, in northern Wyoming, where he went with a number of others last spring. Mr. Anderson is highly pleased with the country, and he says that it has a great future as a grazing and farming country.

REPORTS FROM BIG HORN. There will be many people go into that country this spring. The winter was wet, but the spring was dry. There is plenty of water now, enough for 10,000 people. The soil is good and is especially adapted to stock raising.

WATER FOR JORDAN CANAL

FULL RIVER FLOW TO BE TURNED ON.

LAKE IS LOWER THAN AT THIS TIME

Last Year and Irrigators Fear Another Shortage.

The board of presidents of the canal companies drawing water from Jordan river held a meeting in this city yesterday to consider the advisability of starting the season's flow into the various ditches, with the result that it was determined that the needs of the farmers and gardeners required the full volume of water in the river to be turned on. The board of presidents of the canal companies drawing water from Jordan river held a meeting in this city yesterday to consider the advisability of starting the season's flow into the various ditches, with the result that it was determined that the needs of the farmers and gardeners required the full volume of water in the river to be turned on.

The level of Utah lake is now sixteen inches below compromise point, whereas at this date last year the level was half a foot higher. Taking into account the fact that the lake is now sixteen inches below compromise point, whereas at this date last year the level was half a foot higher. Taking into account the fact that the lake is now sixteen inches below compromise point, whereas at this date last year the level was half a foot higher.

Insane Deaf Mute Found in City Creek Canyon. In a state of nudity and unconsciousness, a deaf and dumb man was found in a ditch near the junction of Fourth street with City Creek canyon. Peter Golding, an aged deaf mute, was found yesterday morning by accident. The police patrol wagon was sent for and the old man taken to the police station. Later in the day, after Golding had recovered from his condition, he was taken to the county jail, where he was committed to the state asylum.

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ART LEAGUE MEETING. Ladies Raise a Fund to Pay Their Attorney. The members of the American Art League met yesterday at the Literary club. The meeting was called to collect money to pay the attorney's fees of the American Art League. The members of the American Art League met yesterday at the Literary club. The meeting was called to collect money to pay the attorney's fees of the American Art League.

Perfect digestion is the only foundation for perfect health. The food we eat makes all the blood we have, which in turn makes all the energy we have. The food we eat makes all the blood we have, which in turn makes all the energy we have. The food we eat makes all the blood we have, which in turn makes all the energy we have.

Figures Were Changed. In discussing the entries under date of Sept. 25, 1900, Mr. Kimball said: "I entered that \$19,484.41. It was changed afterwards to \$19,484.41. It was changed afterwards to \$19,484.41. It was changed afterwards to \$19,484.41. It was changed afterwards to \$19,484.41."

TIME WAS UP. It was quit coffee or die. When a woman is brought to the edge of the grave by poisoning from the drinking of ordinary coffee day by day, and is then made a well woman by leaving it off, her experience is worth something to others that are poisoned in various ways from the same habit. Mrs. Jeannette B. Brown, of Minor street, New Haven, Conn., says: "Four years ago my life hung on a very slender thread with kidney and heart trouble, rheumatism, and general debility. I was confined to bed with hands, wrists, feet and ankles so badly swollen that I could not get out of bed. I was told that I was dying. I was told that I was dying. I was told that I was dying."

There is a great future as a grazing and farming country. There are 100,000 head of cattle and sheep in the Big Horn country. There are 100,000 head of cattle and sheep in the Big Horn country. There are 100,000 head of cattle and sheep in the Big Horn country. There are 100,000 head of cattle and sheep in the Big Horn country.

HON. VAN KURAN JUGGLED ACCOUNTS

Former Short Line Treasurer Held for Trial.

SHORTAGE OF \$8,000

NO TESTIMONY OFFERED BY THE DEFENSE.

Arthur J. Van Kuran, former treasurer of the Oregon Short Line, was held to the district court by Justice Smith yesterday on the \$8,000 embezzlement charge, despite the efforts of Judge O. W. Powers, attorney for the defense, to intimidate from the discrepancies that the bank "was a defaulter." If Van Kuran was the bond was set at \$3,000 as before. Van Kuran, being unable to furnish it, went back to jail. It took a little over an hour and a half to examine and cross-examine the four witnesses for the prosecution. The defense put in no testimony.

The group of lawyers and witnesses, with a few spectators, crowded into Justice Smith's office in the Commercial block about 10 o'clock in the forenoon and gathered about a long table. Justice Smith sat at one end, the four witnesses for the prosecution sat in the middle, and the defense sat at the other end. The group of lawyers and witnesses, with a few spectators, crowded into Justice Smith's office in the Commercial block about 10 o'clock in the forenoon and gathered about a long table.

Auditor Hill's Testimony. Auditor F. W. Hill was first sworn for the prosecution. In answer to Mr. Powers' questioning, he explained that all money for the physical operation of the road passed through Van Kuran's hands, and that he was duty as local treasurer to receive, care for and disburse it. The fund was kept either in the office or the bank. When agents visited from their stations, they carried with them a check drawn on the bank for the amount of the fund. Van Kuran's signed statement of cash on hand Feb. 8 was then introduced.

Discrepancy in Accounts. "I made an examination of the accounts in Van Kuran's office Feb. 8," he said, in answer to Mr. Loomis' question. "Mr. Craig stated that he found the actual cash on hand to be \$2,484.41, while the balance shown by Van Kuran's accounts was \$10,484.41. An attempt was made to have the cash counted by Special Officer DeBriche of the humane society. The complaint alleged that the defendant was driving a horse that was not equipped that he was unfit for use. Marcot was arraigned and entered a plea of not guilty. He was placed in the house of correction, and his hearing was set for next Tuesday.

HONOR FOR TOM CARTER. Chosen President of St. Louis World's Fair Commission. St. Louis, April 24.—The Louisiana Purchase World's fair national commission met today with all the nine members present, and completed its permanent organization. Ex-Senator Thomas H. Carter of Montana was chosen president, and Joseph P. Flannery of Missouri secretary. Mr. Flannery was the Republican candidate for governor at the last election.

WORK OF MADMAN. Acting on Sudden Impulse He Murders Fellow Workman. Portland, Me., April 24.—I. H. Farham of Boston, chief electrician of the New England Telephone company, was instantly killed by George E. Brainerd of Boston in the company's building here today. Brainerd, who is believed to have acted on an insane impulse, was instantly killed by George E. Brainerd of Boston in the company's building here today.

HEALERS PLEAD GUILTY. Charged With Using United States Mails to Defraud. Kansas City, Mo., April 24.—In the federal court here Stephen A. Weltner and Joseph H. Kelly, president and secretary respectively of the Weltner and Kelly Institute of Magnetic Healing at Nevada, Mo., pleaded guilty to the charge of using the mails to defraud. Sentence was deferred until next Monday.

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